

AMENDED IN SENATE JULY 1, 2010
AMENDED IN ASSEMBLY MARCH 25, 2010
CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 2128

Introduced by Assembly Member Gaines

February 18, 2010

An act to amend ~~Sections 7583.39 and 7583.40 of Section 7583.40 of, and to repeal and add Section 7583.39 of,~~ the Business and Professions Code, relating to private security services.

LEGISLATIVE COUNSEL'S DIGEST

AB 2128, as amended, Gaines. Private security services: insurance policies.

The Private Security Services Act provides for the licensure and regulation of private patrol operators by the Bureau of Security and Investigative Services in the Department of Consumer Affairs. Existing law requires a private patrol operator employing a security guard who carries a firearm to maintain an insurance policy that provides minimum limits of insurance of \$500,000 for any one loss due to bodily injury or death and \$500,000 for any one loss due to injury or destruction of property.

This bill would instead require ~~a all private patrol operator employing any security guard operators or applicants for licensure to maintain file or have on file with the bureau an insurance policy and would require that insurance policy to provide~~ *provides* minimum limits of insurance of \$1,000,000 for any one loss due to bodily injury or death and \$1,000,000 for any one loss due to injury or destruction of property.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 7583.39 of the Business and Professions~~
2 ~~Code is amended to read:~~
3 ~~7583.39. No private patrol operator who employs any security~~
4 ~~guard shall engage in any of the practices for which he or she is~~
5 ~~required to be licensed by this chapter, unless he or she maintains~~
6 ~~an insurance policy as defined in Section 7583.40.~~
7 ~~SECTION 1. Section 7583.39 of the Business and Professions~~
8 ~~Code is repealed.~~
9 ~~7583.39. No private patrol operator who employs a security~~
10 ~~guard who carries a firearm as part of his or her duties shall engage~~
11 ~~in any of the practices for which he or she is required to be licensed~~
12 ~~by this chapter, unless he or she maintains an insurance policy as~~
13 ~~defined in Section 7583.40.~~
14 ~~SEC. 2. Section 7583.39 is added to the Business and~~
15 ~~Professions Code, to read:~~
16 ~~7583.39. The bureau shall require, as a condition precedent~~
17 ~~to the issuance, reinstatement, reactivation, renewal, or continued~~
18 ~~maintenance of a license, that the applicant or licensee file or have~~
19 ~~on file an insurance policy, as defined in Section 7583.40.~~
20 ~~SEC. 2.~~
21 ~~SEC. 3. Section 7583.40 of the Business and Professions Code~~
22 ~~is amended to read:~~
23 ~~7583.40. "Insurance policy," as used in this article, means a~~
24 ~~contract of liability insurance issued by an insurance company~~
25 ~~authorized to transact business in this state that provides minimum~~
26 ~~limits of insurance of one million dollars (\$1,000,000) for any one~~
27 ~~loss due to bodily injury or death-and) and one million dollars~~
28 ~~(\$1,000,000) for any one loss due to injury or destruction of~~
29 ~~property.~~